

3-21-01

PTO/SB/05 (11-00)

Please type a plus sign (+) inside this box → ⊕

Approved for use through 10/31/2002. OMB 0651-0032
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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| | |
|------------------------|---|
| Attorney Docket No. | 65,096-087 |
| First Inventor | Frank Logan |
| Title | Windows Based Flow Charting Generation System |
| Express Mail Label No. | EL759061600US |

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 14]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 8]
5. Oath or Declaration [Total Pages 4]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: 09 / 024,773

Prior application information

Examiner

Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☐ Customer Number or Bar Code Label ☒ Correspondence address below
(Insert Customer No. or Attach bar code label here)

| | | | | | |
|---------|--------------------------------|-----------|------------|----------|------------|
| Name | James R. Yee, Esq. | | | | |
| Address | The Pinehurst Office Center | | | | |
| | 39400 Woodward Ave., Suite 101 | | | | |
| City | Bloomfield Hills | State | Michigan | Zip Code | 48304-5151 |
| Country | USA | Telephone | 2486451483 | Fax | 2486451568 |

| | | | |
|-------------------|---------------------|-----------------------------------|-----------|
| Name (Print/Type) | James R. Yee | Registration No. (Attorney/Agent) | 34,460 |
| Signature | <i>James R. Yee</i> | Date | 3/20/2001 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frank Logan, et al.)
Application No.: Continuation of 09/024,773)
Filed: Herewith)
For: WINDOWS-BASED FLOW)
CHARTING GENERATION SYSTEM)

TRANSMITTAL OF FILING UNDER 37 CFR §1.53(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is a request for filing a continuation application under 37 CFR §1.53(b) of pending prior application no. 09/024,773 filed on June 18, 1988, of NEMATRON, INC. for WINDOWS-BASED FLOWCHARTING AND CODE GENERATION SYSTEM..

The attached papers are a copy of what is shown in my records to be the above-identified prior application, including the oath or declaration originally filed. The copy of the papers of the prior application as filed which are attached are as follows:

- 14 pages of specification
- 3 pages of claims
- 1 page of abstract
- 8 sheets of drawings
- x declaration
- Copy of assignment to Nematron, Inc. recorded at Reel/Frame:

x In accordance with MPEP 609, a new Information Disclosure Statement and copies of the identified references are not included since they were provided in the parent application and previously considered by the Office in those parent applications. However, Applicant has included a list of the references on a PTO-1449, and a copy of the IDS from application serial no. 09/024,773.

Applicant further encloses herewith the following parts:

- 1) Acknowledgment Postcard

Kindly incorporate the attached Preliminary Amendment before calculating the filing fee.

The filing fee is calculated below:

| | |
|--|-----------------|
| Basic Fee \$710.00 (\$355.00) | \$710.00 |
| Additional Fees | |
| Each independent claim in excess of three (0), times \$80.00 | \$0.00 |
| Number of claims in excess of twenty (1), times \$18.00 | \$18.00 |
| Filing multiple dependent claims per application \$270.00 | \$ 0.00 |
| Total Filing Fee | \$728.00 |

A check in the amount of \$728.00 for the filing fee is enclosed herewith.

The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment to Deposit Account No. 08-2789. A duplicate copy of this sheet is enclosed.

With respect to the prior co-pending United States applications from which this application claimed benefit under 35 U.S.C. §120 the inventors in this application are the same. The inventorship for all the claims in this application are the same.

The prior application is assigned of record to NEMATRON, INC.


Address all future communications to:

James R. Yee, Esq.
HOWARD & HOWARD ATTORNEYS, P.C.
39400 Woodward Avenue, Suite 101
Bloomfield Hills, Michigan 48304-5151

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS, P.C.

Dated: 3/20/2001


James R. Yee
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(248) 645-1483

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as Express Mail, using label no.EL759061600US, addressed to the Assistant Commissioner for Patents, Washington D.C. 20231, on the date indicated below.

3/20/01
Date

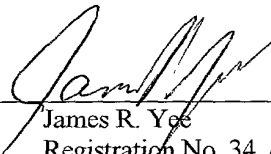
Carita M. Hughes
Carita M. Hughes

65,096-087

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS, P.C.

Dated: 3/20/2001

By 
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3/20/01
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Carita M. Hughes